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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
CRIMINAL MINUTES - GENERAL

ORIGINAL

Case No JS-2/CR3 04-00374 (A) SJODate: September 21, 2004===== Seam Only =====

PRESENT: HONORABLE S. JAMES OTERO, JUDGE

Victor P. Cruz

Deputy Clerk

Deborah Gackle

Court Reporter

Joseph JohnsDorothy Kim

Asst. U. S. Attorney

SPANISH INTERPRETERS: \_\_\_\_\_

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U.S.A. vs (Dfts listed below)

Attorneys for Defendants

1) Rita Marie Lavelle  
xx pres    custody XX bond

1) Dana Cephas, DFPD  
xx pres xx apptd    retnd

2)     
   pres    custody    bond

2)     
   pres    apptd    retnd

3)     
   pres    custody    bond

3)     
   pres    apptd    retnd

   DAY COURT TRIAL    1ST DAY JURY TRIAL XX The Jury is impaneled & sworn   FILED WITNESS AND EXHIBIT LIST    SEE SEPARATE LIST OF JURORS   Opening statements made by all parties    Witnesses called, sworn and testified.   Exhibits identified.    Exhibits admitted.   Motion for judgment of acquittal is \_\_\_\_\_   Motion for mistrial by \_\_\_\_\_ is ORDERED \_\_\_\_\_xx Case continued to Wednesday September 22, 2004 @ 9:00 a.m.   Government rests.    Defendant(s)    rest.   Closing arguments made.    Court instructs jury.    Baliff/Matron sworn.   Alternates excused.    Jury retires to deliberate.    Jury resumes deliberations.   FINDING BY COURT AS FOLLOWS:    FILED JURY VERDICT AS FOLLOWS:Dft #1:    Guilty on count(s)    Not Guilty on count(s)   Dft #2:    Guilty on count(s)    Not Guilty on count(s)   Dft #3:    Guilty on count(s)    Not Guilty on count(s)      Jury polled.    Polling waived.    Filed Jury notes.    Filed Jury Instructions   Dft #    Referred to P/O for I/R & cont to    for sentencing.   Dft #    remanded to custody.    Dft #    released from custody.   Remand/Release #    issd.    Bond exonerated as to dft #   .

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XX Other: Court and counsel confer re pretrial documents. Defendant does not object to government's proposed statement to be read to the jury and the attached redacted indictment. Proposed voir dire filed by both parties. Court will allow each side 15 minutes of supplemental jury voir dire. Court instructs parties that any motion for cause must be supported. The Court will advise the jury that the defendant has a right not to testify. The Court has government's trial memo and supplemental trial memo. The Court has government's proposed special jury verdict. The defendant agrees to the joint jury instructions, but objects to government's supplemental instructions. The parties request a bifurcated jury trial; The Court inquires re penalty enhancement (see special verdict form). The court advises the parties that it is not in receipt of a motion for bifurcation. The Court has government's witness list; defendant has not filed one. The Court has filing of government's witness statements. Government's motion in limine to exclude introduction of defendant's hearsay statement is granted. Defendant's motion to exclude testimony of informer is granted. Defendant's motion in limine to exclude testimony or use of documents related to alleged 404(b) and any other document produced by government after date this case has been scheduled for is denied.

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CRIM - GEN

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